

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re:

The Diocese of Buffalo, New York

Debtor.

Case No. 20-10322 (CLB)

Chapter 11

NOTICE OF FILING

PLEASE TAKE NOTICE that, in accordance with the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees* [Docket No. 362], Burns Bair LLP has filed the *Monthly Fee Statement of Burns Bair LLP for Compensation for Services Rendered and Reimbursement of Expenses as Special Insurance Counsel to the Official Committee of Unsecured Creditors of the Diocese of Buffalo, New York, for the Period October 8, 2023 through November 30, 2023*, a copy of which is attached hereto and hereby served upon you.

Dated: December 20, 2023

BURNS BAIR LLP

/s/ Timothy W. Burns

Timothy W. Burns (admitted *pro hac vice*)

Jesse J. Bair (admitted *pro hac vice*)

10 E. Doty St., Suite 600

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*Special Insurance Counsel to the Official Committee of
Unsecured Creditors of the Diocese of Buffalo, New York*

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re:

The Diocese of Buffalo, New York

Debtor.

Case No. 20-10322 (CLB)

Chapter 11

**MONTHLY FEE STATEMENT OF BURNS BAIR LLP FOR COMPENSATION FOR
SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES AS SPECIAL
INSURANCE COUNSEL TO THE OFFICIAL COMMITTEE OF UNSECURED
CREDITORS OF THE DIOCESE OF BUFFALO, NEW YORK, FOR THE PERIOD
OCTOBER 8, 2023 THROUGH NOVEMBER 30, 2023**

Name of Applicant:	<u>Burns Bair LLP</u>
Authorized to Provide Professional Services to:	<u>Official Committee of Unsecured Creditors of the Diocese of Buffalo, New York</u>
Date of Retention:	<u>Effective October 5, 2023, pursuant to Order entered November 13, 2023 [Docket No. 2606]</u>
Period for which compensation and reimbursement is sought:	<u>October 8, 2023 through November 30, 2023</u>
Amount of compensation sought as actual, reasonable, and necessary:	<u>80% of \$24,765.00 (\$19,812.00)</u>
Amount of expense reimbursement sought as actual, reasonable, and necessary:	<u>\$2,763.93</u>

This is a: X monthly ___ quarterly ___ final application.

This is Burns Bair LLP's first monthly fee statement in this case.

Burns | Bair

10 E. Doty St., Suite 600
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**Official Committee of Unsecured Creditors of
the Diocese of Buffalo**

Issue Date : 12/19/2023

Bill # : 01299

Matter: Insurance

PROFESSIONAL SERVICES RENDERED

<u>Date</u>	<u>Timekeeper</u>	<u>Narrative</u>	<u>Hours</u>	<u>Amount</u>
10/8/2023	Jesse Bair	Correspondence with B. Michael re Burns Bair retention application materials (.1);	0.10	\$70.00
10/9/2023	Jesse Bair	Correspondence with K. Dempski re firm conflict check re case retention (.1);	0.10	\$70.00
10/12/2023	Jesse Bair	Provide instructions to N. Kuenzi re preparing initial draft of Burns Bair's retention application (.3);	0.30	\$210.00
10/12/2023	Nathan Kuenzi	Participate in conference with J. Bair re preparing Burns Bair retention application (.3);	0.30	\$165.00
10/12/2023	Nathan Kuenzi	Draft Burns Bair retention application (1.1);	1.10	\$605.00
10/16/2023	Timothy Burns	Review Arrowood's objection to the Committee's Rule 2004 request of Diocese (.1);	0.10	\$70.00
10/18/2023	Jesse Bair	Correspondence with B. Michael re Burns Bair's retention application (.1);	0.10	\$70.00
10/19/2023	Timothy Burns	Review PSZJ correspondence re upcoming Committee meeting (.1); review correspondence with J. Bair and B. Michael re Burns Bair retention application (.1); participate in call with J. Bair re case insurance issues and strategy (.2);	0.40	\$280.00
10/19/2023	Jesse Bair	Participate in conference with B. Michael and I. Scharf re case status and insurance strategy (.2); participate in call with T. Burns re same (.2);	0.40	\$280.00
10/19/2023	Jesse Bair	Review and edit Burns Bair retention application and related exhibits (.7);	0.70	\$490.00
10/26/2023	Jesse Bair	Review I. Scharf correspondence re case status and next-steps (.1);	0.10	\$70.00
10/27/2023	Jesse Bair	Correspondence with B. Michael re Burns Bair retention hearing (.1);	0.10	\$70.00

10/28/2023	Jesse Bair	Participate in call with T. Burns re insurance status and strategy (.1);	0.10	\$70.00
10/28/2023	Timothy Burns	Participate in call with J. Bair re insurance status and strategy (.1);	0.10	\$70.00
10/29/2023	Timothy Burns	Review correspondence with J. Bair and B. Michael re Burns Bair re retention application (.1); review correspondence with B. Horn re pro hac vice materials (.1);	0.20	\$140.00
10/29/2023	Jesse Bair	Correspondence with B. Horn re Burns Bair pro hac vice motions (.1);	0.10	\$70.00
10/29/2023	Jesse Bair	Correspondence with B. Michael re Burns Bair retention hearing (.1);	0.10	\$70.00
10/30/2023	Jesse Bair	Participate in call with B. Michael and T. Burns re case status and next-steps (.2);	0.20	\$140.00
10/30/2023	Timothy Burns	Participate in call with B. Michael and J. Bair re case status and next-steps (.2);	0.20	\$140.00
10/30/2023	Brenda Horn-Edwards	Draft pro hac vice submissions for T. Burns and J. Bair (.7);	0.70	\$210.00
11/7/2023	Jesse Bair	Review and edit T. Burns and J. Bair pro hac vice materials (.1); correspondence with B. Horn re same (.1);	0.20	\$140.00
11/8/2023	Karen Dempski	Finalize and file pro hac vice motions for T. Burns and J. Bair (.3);	0.30	\$90.00
11/9/2023	Timothy Burns	Review agenda for upcoming state court counsel meeting (.1);	0.10	\$70.00
11/10/2023	Jesse Bair	Prepare for BB retention application hearing (.1);	0.10	\$70.00
11/13/2023	Timothy Burns	Prepare for Burns Bair retention application hearing (.2); attend hearing (.5); post-call with J. Bair re insurance strategy and projects (.1);	0.80	\$560.00
11/13/2023	Jesse Bair	Prepare for Burns Bair retention application hearing (.2); participate in same (.5); post-call with T. Burns re insurance strategy and projects (.1);	0.80	\$560.00
11/13/2023	Jesse Bair	Review and consider I. Scharf correspondence re case status, strategy, and next-steps (.2);	0.20	\$140.00
11/15/2023	Timothy Burns	Review court's order and motion papers re the Committee's Rule 2004 request to insurers (.4); correspond with J. Bair re same (.1);	0.50	\$350.00
11/20/2023	Brian Cawley	Participate in BB team meeting re case developments and ongoing insurance projects (.1);	0.10	\$55.00
11/20/2023	Timothy Burns	Participate in BB team meeting re case developments and ongoing insurance projects (.1);	0.10	\$70.00
11/20/2023	Timothy Burns	Conference with J. Bair re upcoming preliminary injunction hearing and insurance mediation (.1);	0.10	\$70.00

11/20/2023	Jesse Bair	Participate in BB team meeting re case developments and ongoing insurance projects (.1);	0.10	\$70.00
11/20/2023	Jesse Bair	Participate in call with I. Scharf re case insurance issues and upcoming mediation (.2);	0.20	\$140.00
11/20/2023	Jesse Bair	Review B. Michael correspondence re upcoming preliminary injunction hearing (.1);	0.10	\$70.00
11/20/2023	Jesse Bair	Conference with T. Burns re upcoming preliminary injunction hearing and insurance mediation (.1)	0.10	\$70.00
11/21/2023	Jesse Bair	Participate in additional conference with T. Burns re upcoming PI hearing and insurance mediation (.2)	0.20	\$140.00
11/21/2023	Jesse Bair	Review I. Scharf correspondence re case update and agenda for state court counsel meeting (.1);	0.10	\$70.00
11/21/2023	Jesse Bair	Participate in state court counsel meeting for insurance purposes re upcoming PI hearing and insurance mediation (.6); participate in post-meeting call with I. Scharf re insurance status and strategy moving forward (.4);	1.00	\$700.00
11/21/2023	Timothy Burns	Conference with J. Bair re upcoming PI hearing and insurance mediation (.2);	0.20	\$140.00
11/22/2023	Timothy Burns	Prepare for mediation (.4);	0.40	\$280.00
11/22/2023	Jesse Bair	Correspondence with PSZJ team re Diocesan and parish coverage information (.1); review and analyze the Diocesan coverage chart (.2); review and analyze parish coverage information (.2);	0.50	\$350.00
11/22/2023	Jesse Bair	Analysis re potential case insurance strategies (.1);	0.10	\$70.00
11/25/2023	Jesse Bair	Continue reviewing case insurance materials in preparation for upcoming mediation (.4);	0.40	\$280.00
11/25/2023	Brian Cawley	Correspond with T. Burns and J. Bair regarding insurance analysis needed in preparation for upcoming mediation (.2);	0.20	\$110.00
11/25/2023	Timothy Burns	Prepare for mediation, including review of Diocesan and parish coverage charts (2.1); review preliminary injunction briefing papers (.8);	2.90	\$2,030.00
11/26/2023	Brian Cawley	Analysis of Diocesan insurance carriers by coverage period in preparation for upcoming mediation (1.8);	1.80	\$990.00
11/27/2023	Timothy Burns	Review I. Scharf correspondence re case updates (.1);	0.10	\$70.00
11/27/2023	Jesse Bair	Review I. Scharf correspondence re case developments (.1);	0.10	\$70.00
11/27/2023	Jesse Bair	Correspondence with PSZJ team re upcoming insurance mediation (.1);	0.10	\$70.00

11/28/2023	Timothy Burns	Participate in call with I. Scharf re PI hearing and mediation (.2); met with J. Bair re prep for mediation (.2);	0.40	\$280.00
11/28/2023	Jesse Bair	Participate in conference with T. Burns re mediation preparation and strategy (.2);	0.20	\$140.00
11/28/2023	Jesse Bair	Review and execute case protective order (.1);	0.10	\$70.00
11/29/2023	Jesse Bair	Review article re outcome of PI hearing (.1);	0.10	\$70.00
11/29/2023	Jesse Bair	Participate in conference with PSZJ and T. Burns re PI hearing outcome, mediation prep, and strategy (.8);	0.80	\$560.00
11/29/2023	Jesse Bair	Participate in full-day insurance mediation session (7.7);	7.70	\$5,390.00
11/29/2023	Timothy Burns	Review article re PI hearing outcome (.1); met with J. Bair and PSZJ re PI hearing outcome, mediation prep, and insurance strategy (.8); participate in full-day mediation session (7.7);	8.60	\$6,020.00
11/30/2023	Timothy Burns	Review agenda for Committee meeting (.1); participate in Committee meeting for insurance purposes re case strategy (1.2); post-call with I. Scharf re next steps (.1);	1.40	\$980.00
Total Hours and Fees			36.70	\$24,765.00

EXPENSES

<u>Date</u>	<u>Description</u>	<u>Amount</u>
10/30/2023	Certificates of Good Standing, T. Burns and J. Bair	\$6.00
11/28/2023	Hotel, J. Bair (2 nights)	\$566.48
11/28/2023	Travel meal, J. Bair	\$15.38
11/28/2023	Hotel, T. Burns (2 nights)	\$566.48
11/28/2023	Uber, T. Burns (airport to hotel)	\$35.43
11/28/2023	Delta Airlines, J. Bair (MSN-BUF, Nov. 28) [cost split with Syracuse case]	\$437.20
11/28/2023	United Airlines, T. Burns (MSN-BUF, Nov. 28-30)	\$976.86
11/28/2023	Travel meal, T. Burns	\$28.62
11/29/2023	Travel meal, T. Burns and J. Bair	\$35.00
11/30/2023	Travel meal, J. Bair	\$8.27
11/30/2023	Airport parking, J. Bair	\$15.00
11/30/2023	Travel meal, T. Burns	\$17.77
11/30/2023	Uber, T. Burns (hotel to airport)	\$55.44
Total Expenses		\$2,763.93

Timekeeper Summary

<u>Name</u>	<u>Title</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Brenda Horn-Edwards	Paralegal	0.70	\$300.00	\$210.00
Brian Cawley	Associate	2.10	\$550.00	\$1,155.00

<u>Name</u>	<u>Title</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Jesse Bair	Partner	15.60	\$700.00	\$10,920.00
Karen Dempski	Paralegal	0.30	\$300.00	\$90.00
Nathan Kuenzi	Associate	1.40	\$550.00	\$770.00
Timothy Burns	Partner	16.60	\$700.00	\$11,620.00

Total Due This Invoice: \$27,528.93